

07/25/03



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
REQUEST FOR FILING APPLICATION UNDER 37 C.F.R. 1.53(b)  
WITHOUT FILING FEE AND/OR WITHOUT EXECUTED INVENTOR'S DECLARATION**

17302 U.S. PTO  
**10/626832**  
07/25/03

**Mail Stop Patent Application**

Atty. Dkt. 620-262

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Date: July 25, 2003

This is a request for filing a new PATENT APPLICATION under Rule 53(b) entitled:

**VIRAL MARKER**

without a filing fee and/or without an executed inventor's oath/declaration.

This application is made by the below identified inventor(s). Attached hereto are the following papers:

- ☐ Newly executed Declaration, ☐ Copy of Declaration from prior application, ☒ Abstract  
60 pages of specification and claims (including 42 numbered claims), and  
sheets of accompanying drawing/s.

☐ Record the attached assignment and return to the undersigned.☐ Attached is a Power of Attorney.☐ Priority is hereby claimed under 35 U.S.C. § 119 based on the following foreign applications:**Application Number****Country****Day/Month/Year Filed**

, respectively, the entire content of which is hereby incorporated by reference in this application..

☐ Certified copy(ies) of foreign application(s) is/are attached.☐ Certified copy(ies) filed on \_\_\_\_\_ in prior application no. \_\_\_\_\_ filed \_\_\_\_\_☒ This application claims the benefit of Provisional Application No. 60/398,576, filed July 26, 2002, the entire content of which is hereby incorporated by reference in this application.☐ This application is a ☐ continuation/☐ division/☐ continuation-in-part of Application No. \_\_\_\_\_, filed \_\_\_\_\_, the entire content of which is hereby incorporated by reference in this application.☐ Petition filed in prior application to extend its life to insure co-pendency.☐ The prior application is assigned to \_\_\_\_\_☐ It is hereby requested that the Examiner consider the art cited in the above parent application(s) by applicant and/or the Examiner for the reasons stated therein. A listing of that art is attached, but pursuant to Rule 98(d) copies are not required.☐ Applicant claims "small entity" status. ☐ "Small entity" statement attached.☐ Please enter the attached and/or below preliminary amendment **prior** to calculation of filing fee:

- ☒ Also attached: ☒ **Information Disclosure Statement**; ☐ **Non-Publication Request**; ☐ **Nucleotide and/or Amino Acid Sequence Submission**; ☐ **Statement deleting Inventor(s) named in prior application**; ☒ **Other: Form PTO-1449, cited references, Sequence Annex pages 1-82, and Figure 1. Multi-locus sequence analysis**

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☒ See attached sheet(s) for additional inventor(s) information!!Address all future communications to NIXON & VANDERHYE P.C., 1100 North Glebe Road, 8<sup>th</sup> Floor, Arlington, VA 22201.

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